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PATENT  
Attorney Reference Number 6235-59221-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Morishita et al.

Application No. 09/869,475

Filed: October 10, 2001

Confirmation No. 4309

For: GENE THERAPY FOR DIABETIC  
ISCHEMIC DISEASE

Examiner: Brian A. Whiteman

Art Unit: 1635

Attorney Reference No. 6235-59221-01

MAIL STOP AMENDMENT  
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Attorney or Agent  
for Applicant(s)

Date Mailed February 23, 2006

TRANSMITTAL LETTER

Enclosed is an Amendment and Response to Office Action for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	18	- 27*	= 0	\$25.00	\$ 0.00
Indep. Claims	3	- 4**	= 0	\$100.00	\$ 0.00
Mult. Dep. Claims Fee (if not previously paid)				\$180.00	\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

\* greater of twenty or number for which fee has been paid.

\*\* greater of three or number for which fee has been paid.

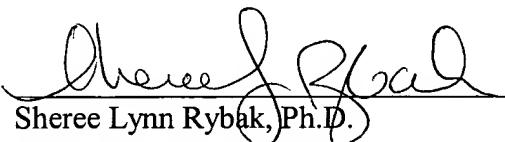
No additional fee is required.

Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

- If the Patent and Trademark Office determines that this amendment results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
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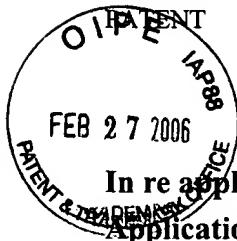
Respectfully submitted,

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Morishita et al.**Application No.** 09/869,475**Filed:** October 10, 2001**Confirmation No.** 4309**For:** GENE THERAPY FOR DIABETIC  
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**AMENDMENT AND RESPONSE TO OFFICE ACTION**

This responds to the Office action dated November 23, 2005. A three-month period for response was filed, making a reply due by February 23, 2006. Please amend the referenced application as follows:

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2.

**Remarks** begin on page 5.

**CERTIFICATE OF MAILING**

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent  
for Applicant(s) Michael B. Bal

Date Mailed February 23, 2006